

SUMMARY ANALYSIS OF AMENDED BILL

Franchise Tax Board

Author: Bowen Analyst: Kristina E. North Bill Number: SB 1467

Related Bills: See Prior Analysis Telephone: 845-6978 Amended Date: August 28, 2002

Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: Public Contracts/Conflict of Interest

DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as introduced/amended _____.

AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.

AMENDMENTS DID NOT RESOLVE THE DEPARTMENT'S CONCERNS stated in the previous analysis of bill as introduced/amended _____.

FURTHER AMENDMENTS NECESSARY.

DEPARTMENT POSITION CHANGED TO _____.

☒ REMAINDER OF PREVIOUS ANALYSIS OF BILL AS AMENDED JULY 25, 2002, STILL APPLIES.

☒ OTHER - See comments below.

SUMMARY

The bill would expand the conflict-of-interest provisions that currently apply to certain state purchases to all transactions regarding the state acquisition of information technology goods and services.

This analysis does not address the bill's language regarding the Trustees of the California State University, or the language requiring the Department of Finance report to the Legislature as these issues do not impact the department's programs or state income tax revenue.

SUMMARY OF AMENDMENTS

The August 28, 2002, amendments:

- ♦ would allow a person who provided incidental advice or suggestions outside the scope of a consulting services contract to be awarded a service contract, .
- ♦ made several changes to the University of California's conflict-of-interest provisions and added a reporting requirement for the Department of Finance to the Legislature. These changes would not impact this department.

The remainder of the department's analysis of the bill as amended July 25, 2002, still applies.

Board Position:

<input type="checkbox"/> S	<input type="checkbox"/> NA	<input type="checkbox"/> NP
<input type="checkbox"/> SA	<input type="checkbox"/> O	<input type="checkbox"/> NAR
<input type="checkbox"/> N	<input type="checkbox"/> OUA	<input checked="" type="checkbox"/> PENDING

Legislative Director

Date

Brian Putler

9/11/02

POSITION

Pending.

IMPLEMENTATION CONSIDERATION

It could be difficult to determine what constitutes “incidental advice or suggestions” made outside of the scope of a consulting services contract without a definition or other guidance.

LEGISLATIVE STAFF CONTACT

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